CR2006-125502-001 DT 02/25/2008

CLERK OF THE COURT

JUDGE PRO TEM JAIME HOLGUIN G. Yulwel

Deputy

STATE OF ARIZONA FRANKIE Y JONES

v.

ROBERT CHRISTIE III (001) HILARY G BERKO

DOB: 06/09/1985

APO-SENTENCE IMPRISON-CCC

APPEALS-CCC

AZ DOC

**DISPOSITION CLERK-CSC** 

RFR

DISPOSITION HEARING: REVOKE-IMPRISONMENT/REVOKE-JAIL

8:39 a.m.

Courtroom JailBC37

Jennifer Swanstrom State's Attorney:

Defendant's Attorney: Hilary Berko Defendant: Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

The Court finds that Defendant violated the conditions of probation imposed on 09/14/2006 on the following charge (s):

OFFENSE: Count 1 (Amended) Endangerment

Class 6 felony

Docket Code 911 Form R911 Page 1

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A.R.S. § 13-1201, 12114.01, 13-610, -701, -702, -702.01, 13-801, 28-3304, -3305, -3306, -3315 and -3153a5

Date of Offense: 01/04/2006 Non Dangerous - Non Repetitive

OFFENSE: Count 2 (Amended) Driving Under the Influence of Intoxicating Liquor

Class 1 misdemeanor

A.R.S. § 28-1381A1, -1381(J), -1444, -3304, -3305, -3306, -3315, 12-114.01, 13-707, -801 and 41-1651

Date of Offense: 01/04/2006 Non Dangerous - Non Repetitive

Let the record reflect that although probation is available in this matter, the Defendant wishes to reject probation at this time and be sentenced to a term of incarceration at the Department of Corrections.

COUNT 1 and 2

IT IS ORDERED the grant of probation be revoked.

IT IS ORDERED that Defendant be committed to the Arizona Department of Corrections for a term of imprisonment as follows:

Count 1: 1 year(s) from 02/28/2008

Presentence Incarceration Credit: 49 day(s)

Presumptive

All amounts payable through the Clerk of the Superior Court.

Community Supervision: Count 1 - Imposed pursuant to A.R.S. § 13-603(I).

COUNT 2

IT IS ORDERED revoking the probation previously granted.

The Adult Probation Office shall prepare a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

IT IS ORDERED that the Defendant be incarcerated in the Maricopa County Jail: 49 days

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Beginning: 02/25/2008

Credit for presentence incarceration: 49 day(s)

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

IT IS ORDERED granting the Motion To Dismiss the allegations of violation of the remaining term(s) as set forth in the Petition To Revoke.

The probation violation report is filed under CR2006-144069-001 DT.

8:45 a.m. Matter concludes.

ISSUED: Order of Confinement - Certified Copy to DOC via Certification Desk

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ JUDGE PRO TEM JAIME HOLGUIN JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)